IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

THURSDAY, THE 13TH DECEMBER 2007 / 22ND AGRAHAYANA 1929

LA.App..No. 649 of 2005()

LAR.57/2002 of SUB COURT, CHERTHALA
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APPELLANT: (2ND RESPONDENT):

THE MANAGING DIRECTOR,
K.S.I.D.C., TRIVANDRUM.

BY ADV. SRI.G.S.REGHUNATH

RESPONDENTS: (CLAIMANT & 1ST RESPONDENT):
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1. LEKSHMANA KUMARI,
S/O. GOPALAKRISHNA PANICKER, SANKARAMANGALATH,
PALLIPPURAM, REP. BY POWER OF ATTORNEY HOLDER,
GOPALAKRISHNA PANICKER OF -DO- -DO-.

2. KERALA STATE,
REP. BY THE SPL. TAHSILDAR (LA),
INDUSTRIAL GROWTH CENTRE, CHERTHALA.

BY GOVERNMENT PLEADER SMT.K.R.DEEPA.

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 13/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

L.A.A.No.649 of 2005

Dated 13th December, 2007.

J U D G M E N T

Kurian Joseph, J.

This is an appeal directed against the judgment and decree in LAR No.57/02 on the file of the Sub Court, Cherthala. The acquisition is for the purpose of Industrial Growth Centre at Pallippuram Village, Cherthala Taluk. It is brought to our notice that the relied on judgment had already been remanded to the reference court, by the judgment in LAA 889/04. Therefore, the judgment and decree under appeal also is set aside, and the matter is remitted to the reference court, to be disposed of in the light of the directions contained in the judgment referred to above. In view of the remand as above, the appellant shall be entitled to refund of the court fee.

I.A. Nos.1709/05 & 2678/05 : Dismissed.

KURIAN JOSEPH, JUDGE.

HARUN-UL-RASHID, JUDGE.

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